

1 Jonathan Gardner (*pro hac vice*)  
2 Christine M. Fox (*pro hac vice*)  
3 David J. Goldsmith (*pro hac vice*)  
4 Theodore J. Hawkins (*pro hac vice*)  
5 LABATON SUCHAROW LLP  
6 140 Broadway  
7 New York, NY 10005  
8 (212) 907-0700  
9 (212) 818-0477 (fax)  
10 jgardner@labaton.com  
11 cfox@labaton.com  
12 dgoldsmith@labaton.com  
13 thawkins@labaton.com

8 | Lead Counsel for Lead Plaintiff  
9 | Steamfitters Local 449 Pension Plan  
and the Settlement Class

10 Robert V. Prongay (#270796)  
11 Lesley F. Portnoy (#304851)  
12 GLANCY PRONGAY  
13 & MURRAY LLP  
14 1925 Century Park East, Suite 2100  
Los Angeles, CA 90067  
(310) 201-9150  
(310) 201-9160 (fax)  
rprongay@glancylaw.com  
lportnov@glancylaw.com

*Liaison Counsel for Lead Plaintiff*

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

**STEAMFITTERS LOCAL 449 PENSION  
PLAN, Individually and on Behalf of All  
Others Similarly Situated.**

Case No. 2:18-cv-03579 AB (JCx)  
CLASS ACTION

Plaintiff,  
vs

MOLINA HEALTHCARE, INC., J.  
MARIO MOLINA, JOHN C. MOLINA,  
TERRY P. BAYER and RICK HOPEFFER

### Defendants.

**NOTICE OF MOTION AND  
LEAD PLAINTIFF'S MOTION  
FOR FINAL APPROVAL OF  
CLASS ACTION SETTLEMENT  
AND PLAN OF ALLOCATION**

Date: October 22, 2020

Date: October 22  
Time: 10:00 a.m.

Court: 7B (Hon. André Birotte Jr.)

1 TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD  
2 PLEASE TAKE NOTICE that on October 22, 2020, at 10:00 a.m., or such  
3 other date and time as set by the Court, Steamfitters Local 449 Pension Plan  
4 ("Lead Plaintiff"), will move before this Court, pursuant to Rule 23 of the Federal  
5 Rules of Civil Procedure, for entry of an Order: (1) granting final approval of the  
6 proposed class action settlement and (2) granting approval of the proposed Plan of  
7 Allocation for the proceeds of the settlement.

This Motion is supported by the accompanying Memorandum of Points and Authorities in Support of Motion for Final Approval of Class Action Settlement and Plan of Allocation and the accompanying Declaration of Christine M. Fox in Support of (I) Lead Plaintiff's Motion for Final Approval of Class Action Settlement and Plan of Allocation and (II) Lead Counsel's Motion for an Award of Attorneys' Fees and Payment of Expenses, dated September 17, 2020, and the exhibits attached thereto (filed concurrently herewith); the pleadings and other documents on file in this action; and all other written material or oral argument as may be presented to the Court.

17        Although proposed orders are being submitted herewith pursuant to Local  
18 Civil Rule 7-20, updated orders may be submitted with Lead Plaintiff's reply  
19 submission on or before October 15, 2020, after the deadlines for seeking  
20 exclusion and objecting have passed.

## **CIVIL LOCAL RULE 7-3**

22 This motion is being filed pursuant to paragraph 24 of the Court's Order  
23 Granting Preliminary Approval of Class Action Settlement, Approving Form and  
24 Manner of Notice, and Setting Date for Hearing on Final Approval of Settlement  
25 (ECF No. 86).

1  
2 Dated: September 17, 2020  
3

Respectfully submitted,  
LABATON SUCHAROW LLP

4 By: /s/ Christine M. Fox  
5 Jonathan Gardner (*pro hac vice*)  
6 Christine M. Fox (*pro hac vice*)  
7 David J. Goldsmith (*pro hac vice*)  
8 Theodore J. Hawkins (*pro hac vice*)  
9 140 Broadway  
10 New York, NY 10005  
11 (212) 907-0700  
12 (212) 818-0477 (fax)  
jgardner@labaton.com  
cfox@labaton.com  
dgoldsmith@labaton.com  
thawkins@labaton.com

13 *Lead Counsel for Lead Plaintiff*  
14 *Steamfitters Local 449 Pension Plan*  
15 *and the Settlement Class*

16 Robert V. Prongay (#270796)  
17 Lesley F. Portnoy (#304851)  
18 GLANCY PRONGAY  
& MURRAY LLP

19 1925 Century Park East, Suite 2100  
20 Los Angeles, CA 90067  
21 (310) 201-9150  
22 (310) 201-9160 (fax)  
23 rprongay@glancylaw.com  
lportnoy@glancylaw.com

24 *Liaison Counsel for Lead Plaintiff*  
25  
26  
27  
28

## **CERTIFICATE OF SERVICE**

I hereby certify that on September 17, 2020, I authorized the electronic filing of the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing by e-mail to all counsel registered to receive such notice.

/s/ Christine M. Fox

Christine M. Fox